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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

08 APR 10 AM 11: 14

UNITED STATES OF AMERICA,	)	Magistrate Case No. **'08 MJ 1099**
Plaintiff,	)	BY:
	)	COMPLAINT FOR VIOLATION OF: DEPUTY
v.	)	
	)	Title 8, U.S.C., Section 1326;
Candido VEGA-Vega		
	)	Deported Alien Found in the
	)	United States
	)	
Defendant.	)	
	)	

The undersigned complainant, being duly sworn, states:

On or about, **April 04 2008**, within the Southern District of California, defendant, **Candido VEGA-Vega**, an alien, who previously had been excluded, deported and removed from the United States to Mexico, was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Section 1326.

And the complainant further states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.

SIGNATURE OF COMPLAINANT
Deportation Officer
Immigration & Customs Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS **10th** DAY OF **April 2008.**

UNITED STATES MAGISTRATE JUDGE

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CONTINUATION OF COMPLAINT:
NAME: VEGA-Vega, Candido

PROBABLE CAUSE STATEMENT

On April 04, 2008, the defendant identified as Candido VEGA-Vega was arrested in Vista, California by the San Diego Sheriff's Department for violation of 647(F) PC "DRUNK IN PUBLIC" and booked into Vista Detention Facility. On April 04, 2008, an Immigration Enforcement Agent with Immigration and Customs Enforcement determined the defendant to be a citizen of Mexico and placed a Form I-247 "Immigration Detainer" pending his release from local custody. On Wednesday, April 09, 2008, at approximately 4:50 a.m. the defendant was referred to the custody of the United States Immigration and Customs Enforcement (ICE). A Deportation Officer reviewed various sources of information and conducted official record checks in regards to the defendant confirming him to be a citizen of Mexico having been previously removed from the United States.

A thorough review of official immigration computer database record checks and information contained in the Alien Registration file revealed that the defendant was most recently ordered removed from the United States by an Immigration Judge on or about September 09, 1998 and physically removed to Mexico on or about September 09, 1998 via the Otay Mesa Port of Entry. Record checks further indicate that the defendant has not applied to the Attorney General of the United States or the Secretary of the Department of Homeland Security for permission to re-enter the United States.

The Automated Biometric Fingerprint Identification System "IDENT" and Automated Fingerprint identification System "IAFIS" were utilized and compared the defendant's fingerprints to those contained in these databases. The results confirmed the defendant's identity as Candido VEGA-Vega, a citizen and national of Mexico. A photograph and a set of fingerprints contained within the official Alien Registration File were also reviewed and compared to the defendant, further confirming his identity.

All information indicates that the defendant is a citizen of Mexico, was ordered removed to Mexico and has no legal right to enter or reside in the United States.

Based upon the foregoing information, there is probable cause to believe that Candido VEGA-Vega has illegally re-entered the United States after Deportation, in violation of Title 8 of the United States Code 1326, Deported Alien Found in the United States.